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7	Attorneys for Complainant			
8	BEFORE THE			
9	BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS			
	STATE OF CALIFORNIA			
10				
11	In the Matter of the Accusation Against: Case No. 2010 - 528			
12	LISA MARIE CAMERON AKA LISA			
13	MARIE BISSO AKA LISA MARIE			
14	DOUGLAS 3308 Bryan Ave.  A C C U S A T I O N			
15	Simi Valley, CA 93063 Registered Nurse License No. 525300			
16	Respondent.			
17				
18				
19	Complainant Alleges:			
20	<u>PARTIES</u>			
21	1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her			
22	official capacity as the Interim Executive Officer of the Board of Registered Nursing, Departmen			
23	of Consumer Affairs.			
24	2. On or about August 14, 1996, the Board of Registered Nursing issued Registered			
25	Nurse License Number 525300 to Lisa Marie Cameron aka Lisa Marie Bisso aka Lisa Marie			
26	Douglas (Respondent). The Registered Nurse License was in full force and effect at all times			
27	relevant to the charges brought herein and will expire on July 31, 2010, unless renewed.			
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#### JURISDICTION

- 3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.
- 4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 of the Nursing Practice Act.
- 5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.
- 6. Section 2811 subdivision (b) of the Code provides, in pertinent part, that the Board may renew an expired license at any time within eight years after the expiration.

### STATUTORY PROVISIONS

- 7. Section 490 of the Code states in pertinent part:
- "(a) In addition to any other action that a board is permitted to take against a licensee, a board may suspend or revoke a license on the ground that the licensee has been convicted of a crime, if the crime is substantially related to the qualifications, functions, or duties of the business or profession for which the license was issued."
  - 8. Section 493 of the Code states in pertinent part:

"Notwithstanding any other provision of law, in a proceeding conducted by a board within the department pursuant to law . . . to suspend or revoke a license or otherwise take disciplinary action against a person who holds a license, upon the ground that . . . the licensee has been convicted of a crime substantially related to the qualifications, functions, and duties of the licensee in question, the record of conviction of the crime shall be conclusive evidence of the fact that the conviction occurred, but only of that fact, and the board may inquire into the circumstances surrounding the commission of the crime in order to fix the degree of discipline or to determine if the conviction is substantially related to the qualifications, functions, and duties of the licensee in question."

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9. Section 2761 of the Code states in pertinent part:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- "(a) Unprofessional conduct . . .
- "(f) Conviction of a felony or of any offense substantially related to the qualifications, functions, and duties of a registered nurse, in which event the record of the conviction shall be conclusive evidence thereof."
  - -10. Section 2762 of the Code states in pertinent part:

"In addition to other acts constituting unprofessional conduct within the meaning of this chapter, it is unprofessional conduct for a person licensed under this chapter to do any of the following:

- "(a) Obtain or possess in violation of law, or prescribe, or except as directed by a licensed physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish or administer to another, any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as defined in Section 4022.
- "(b) Use any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code, or any dangerous drug or dangerous device as defined in Section 4022, or alcoholic beverages, to an extent or in a manner dangerous or injurious to himself or herself, any other person, or the public or to the extent that such use impairs his or her ability to conduct with safety to the public the practice authorized by his or her license.
- "(c) Be convicted of a criminal offense involving the prescription, consumption, or self-administration of any of the substances described in subdivisions (a) and (b) of this section, or the possession of, or falsification of a record pertaining to, the substances described in subdivision (a) of this section, in which event the record of the conviction is conclusive evidence thereof."

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## STATE REGULATORY PROVISIONS

11. California Code of Regulations, title 16, section 1444, states in pertinent part:

"A conviction or act shall be considered to be substantially related to the qualifications, functions or duties of a registered nurse if to a substantial degree it evidences the present or potential unfitness of a registered nurse to practice in a manner consistent with the public health, safety, or welfare."

#### CONTROLLED SUBSTANCES

12. Amphetamine and Methamphetamine are controlled substances pursuant to Health and Safety Code section 11055, subdivision (d) subparagraphs (1) and (2), and are controlled substances pursuant to Code section 4021.

### **COST RECOVERY**

13. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

# FIRST CAUSE FOR DISCIPLINE

# (Criminal Conviction)

- 14. Respondent is subject to disciplinary action pursuant to Code section 490 and 2761 subdivision (f), in conjunction with California Code of Regulations section 1444, in that, on or about January 18, 2007, Respondent, after pleading nolo contendere was convicted of one misdemeanor court of violating Vehicle Code 23152(b) [blood alcohol content greater than 0.08%], in *People v. Lisa Marie Cameron*, (Super. Ct. Ventura County, 2007, No. 2006042907MA). Respondent was ordered to serve 96 hours in jail, pay a fine of \$1597.00, enroll in the nine month Drinking Driver Program and placed on probation for 36 months under terms and conditions. The circumstances of the conviction are as follows:
- 15. On or about November 11, 2006, Respondent was arrested for drunk driving stemming from a traffic accident in which Respondent rear ended another motorist. Respondent

admitted she had been drinking vodka prior to the traffic accident and had taken a Xanex pill. Respondent's blood alcohol content was 0.17%.

#### SECOND CAUSE FOR DISCIPLINE

# (Obtaining Dangerous Drugs)

16. Respondent is subject to disciplinary action pursuant to Code sections 2761 subdivision (a) and 2762 subdivision (a), on the grounds of unprofessional conduct, in that, on or about September 18, 2009, Respondent admitted to purchasing methamphetamines three times a week for \$100.00 each time over the last six months.

### THIRD CAUSE FOR DISCIPLINE

# (Dangerous Use of Alcohol and Drugs)

- 17. Respondent is subject to disciplinary action pursuant to Code sections 2761 subdivision (a) and 2762 subdivision (b), on the grounds of unprofessional conduct, in that, on or about November 11, 2006, Respondent used alcohol in a manner dangerous to herself and the public. The complainant refers to, and by this reference incorporates, the allegations set forth in paragraphs 17 through 20, as though set forth fully.
- 18. Furthermore, Respondent admitted to using methamphetamines in a manner dangerous to herself and the public. Respondent admitted using methamphetamines and smoking methamphetamines prior to her nursing shift. On or about September 18, 2009, Respondent submitted to a voluntary drug screen. The results were positive for amphetamines and methamphetamines.

# FOURTH CAUSE FOR DISCIPLINE

# (Conviction Involving Consumption of Alcohol)

19. Respondent is subject to disciplinary action pursuant to Code sections 2761 subdivision (a) and 2762 subdivision (c), on the grounds of unprofessional conduct, in that, on or about January 18, 2007, Respondent was convicted a crime involving the consumption of alcohol. The complainant refers to, and by this reference incorporates, the allegations set forth in paragraphs 17 through 18, as though set forth fully.

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#### **PRAYER**

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 1. Revoking or suspending Registered Nurse License Number 525300, issued to Lisa Marie Cameron aka Lisa Marie Bisso aka Lisa Marie Douglas aka Lisa Marie Cameron;
- 2. Ordering Lisa Marie Cameron to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and
  - 3. Taking such other and further action as deemed necessary and proper.

4 -	11/21/10		
DATED:	4/21/10	_ Kouse	1. Da
	/ /	LOUISE R. BAILI	ÉY, M.ED., RI

Interim Executive Officer Board of Registered Nursing Department of Consumer Affairs

State of California Complainant

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